

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

IN EQUITY NO.C-125

# ORDER MODIFYING WALKER RIVER DECREE TO CONFORM WITH NEVADA STATE ENGINEER INSTREAM FLOW WATER RIGHTS PERMIT NO. 90690

Claim 154, Tamagni, Anton and Son, Successors to Pacific Livestock Company, portion changed to instream flows for wildlife purposes,

The entirety of water right Claim 154 shall be administered by the Water Master at the point of non-diversion as set forth in Permit No. 90690 when in priority, as shown in the second column (year of priority) and third column (amount at point of non-diversion) of the table below.

Thereafter, the Water Master shall administer and protect from diversion by others at and downstream of the point of non-diversion the consumptive use portion, being 3.10 acre-feet per acre, which has been converted to flow measured in cubic feet per second as shown in the fourth column (amount of consumptive use). At the Wabuska Gage, said changed water right shall be administered in the Walker River and Weber Reservoir through the Walker River Paiute Tribe reservation pursuant to the Lower Walker River Conveyance Protocols, all as more fully set forth in Nevada State Engineer Ruling No. 6271, the 2018 Ninth Circuit Decision, and the terms of Permit No. 90690. The non-consumptive use portion of the water rights shall be administered by the Water Master in her or his discretion pursuant to the Walker River Decree and the 1953 Rules and Regulations for the Distribution of Water on the Walker River Stream System, including to avoid conflict with and injury to existing water rights at and downstream of the point of non-diversion and to mitigate hydrologic system losses, from the point of non-diversion to the point or points where the non-consumptive use portion historically returned to the Walker River upstream of the Wabuska Gage.

Stream	Year of Relative Priority	Amount at Point of Non- Diversion (in c.f.s. )	Amount of Consumptive Use (in c.f.s.)	No. of Acres Formerly Irrigated	Description of Place of Use
Walker River	1864	0.458	0.242	38	Walker River from the Point of Non-Diversion, through USGS Wabuska Gage, then through Weber Reservoir into and including Walker Lake.
	1865	0.183	0.096	15	
	1870	0.697	0.370	58	
	1875	1.430	0.759	119	
	1880	1.921	1.021	160	
	1885	1.220	0.651	102	
	1890	0.854	0.453	71	
	1895	0.568	0.300	47	
	1900	1.100	0.587	92	
	1905	1.467	0.778	122	

///

///

///

///

///

**IT IS SO ORDERED.**

Dated: 4/12/2022

  
\_\_\_\_\_  
District Court Judge